

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of City of Lincoln/Lancaster County, seeking funding approval for recurring and non-recurring costs of Enhanced Wireless 911 implementation.

Application No. 911-023.36

ORDER APPROVING FUNDING

Entered: August 29, 2006

BY THE COMMISSION:

By written request for funding received April 12, 2006, Lincoln/Lancaster County seeks funding from the Enhanced Wireless 911 Fund for expenses of implementing and providing enhanced wireless 911 service. Lincoln/Lancaster County has one public safety answering point (PSAP), which will provide enhanced wireless 911 service throughout Lincoln/Lancaster County. The local exchange carrier serving Lincoln/Lancaster County's PSAP is Windstream Nebraska, Inc. (Windstream). Lincoln/Lancaster County was previously approved for funding by an order entered for the following wireless carriers: Alltel Wireless, AT&T, Cricket, Sprint, T-Mobile, US Cellular and Western Wireless.

This request for funding was originally filed in Application No. PSAP-036.5 and is incorporated herein by the order entered on August 8, 2006 in Docket No. 911-023.

Lincoln/Lancaster County entered into a service agreement with Windstream for enhanced wireless 911 equipment and services. A copy of the agreement is attached to the request for funding. In the agreement, Lincoln/Lancaster County authorized the Commission to remit all payments for enhanced wireless 911 service to Windstream.

Lincoln/Lancaster County now seeks initial costs and recurring costs to implement and provide enhanced wireless 911 service for Verizon as outlined in Appendix A attached hereto. Initial costs are for database upgrades, trunking infrastructure and purchase, installation, and testing of circuits for enhanced wireless 911. Recurring costs are monthly fees for database management and for operation and maintenance of trunks and circuits.

O P I N I O N A N D F I N D I N G S

This request for funding is being processed pursuant to *Neb. Rev. Stat.* §§ 86-444 to 86-456 (2006 Cum. Supp.), 291 Neb.

Admin. Code, Chapter 1, Section 5, and Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002.

Costs requested in the present funding request are eligible under *Neb. Rev. Stat. § 86-86-465(2)(a)* (2006 Cum. Supp.). All costs have been incurred or will be incurred for the purchase, installation, maintenance and operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service.

Lincoln/Lancaster County has submitted a PSAP registration in compliance with Commission Docket 911-001.

Because Lincoln/Lancaster County authorized Windstream to receive all payments on its behalf for wireless enhanced 911, the Commission finds that payment should be made to Windstream consistent with the amounts set forth in Appendix A once implementation is completed. Lincoln/Lancaster County shall notify the Commission in writing that implementation has been completed.

Based upon the request for funding and supporting documentation, the Commission is of the opinion and finds that the request for funding should be granted.

Information set forth in Appendix A shall be treated as proprietary and confidential.

Payment of all recurring charges shall be made in arrears on a quarterly basis. Payment shall be adjusted based upon the number of cell sites reported by Verizon Wireless in its quarterly reports required by *Neb. Rev. Stat. § 86-459* (2006 Cum. Supp.). Payments to Windstream will no longer be made upon invoice. Any adjustments to costs must be approved by the Commission.

The Commission further finds that Lincoln/Lancaster County is on notice and shall sign an acknowledgement indicating that Lincoln/Lancaster County is aware that approval of this funding request is made with the understanding that it may be modified in the future consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Lincoln/Lancaster County's request for funding shall be granted consistent with the terms set forth herein.

IT IS FURTHER ORDERED that the Commission shall remit to Windstream amounts that comport with Appendix A attached hereto once implementation is complete.

It is FINALLY ORDERED that Lincoln/Lancaster County is on notice and shall sign an acknowledgement indicating that Lincoln/Lancaster County is aware that approval of this funding request is made with the understanding that it may be modified in the future consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

MADE AND ENTERED at Lincoln, Nebraska this 29th day of August, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director